

**EMERGENCY COMMISSION MEETING
MINUTES
Monday, October 1, 2001**

A meeting of the Emergency Commission was held on Monday, October 1, 2001, in the Governor's Conference Room. Present in the conference room were Governor John Hoeven and Secretary of State Al Jaeger. Members participating via telephone conference call were Senator David Nething, Representative Wes Belter, and Representative Mike Timm. Governor Hoeven called the meeting to order at 10:34 a.m.

Requests identified with an asterisk will be forwarded for the October 9, 2001, meeting of the Legislative Budget Section Committee per the provisions of N.D.C.C. § 54-16-04.1 and N.D.C.C. § 54-16-04.2.

Members agreed to move Requests # 1365 and # 1366 to the beginning of the agenda.

1. Department of Agriculture (Request # 1365)

Request to amend request # 1356, considered and approved by Emergency Commission on June 11, 2001, to allow a line item transfer of \$15,000 from operating to equipment to allow purchase of four workstations for the North Dakota Geological Survey, which is working on project to digitize soil maps used to assess potential groundwater contamination from agricultural pesticide uses.

Senator Nething moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.

2. Department of Agriculture * (Request # 1366)

Request approval for increased spending authority of \$180,000 to accept pass-through federal funds from the Office of the Governor as provided by the U. S. Department of Agriculture block grant program for operating (\$150,000) and for Board of Animal of Health (\$30,000) to promote specialty crops and value-added agriculture projects.

Secretary's Note: As provided for in Section 2, HB 1001 (2001 Session Laws, Chapter 1), the Governor's Office is not required to request increased spending authority to accept the federal funds that are passed through to other agencies.

Rep. Timm moved for approval. Senator Nething seconded the motion. All members voted aye. Motion carried.

3. Division of Emergency Management (Request # 1360)

Request approval, according to the provisions of N.D.C.C. § 54-16-13, to borrow \$9,669,039 from the Bank of North Dakota to pay state's share of 1997 spring flood (FEMA DR-1174-ND, \$3,236,899), 1998 spring flood (FEMA DR-1120-ND, \$61,412), 1999 spring flood (FEMA DR-1279-ND, \$898,771), 2000 summer weather (FEMA DR-1334-ND, \$5,300,000), and salaries and operating (\$171,957) for related administrative costs. Spending authority is already included in Section 1 of HB 1016 (2001 Session Laws, Chapter 16), with loan to be repaid through deficiency appropriation request made to 2003 Legislative Assembly.

Senator Nething moved for approval. Rep. Belter seconded the motion. All members voted aye. Motion carried.

4. Briefing by Brigadier General Michael J Haugen – Adjutant General – ND National Guard

The General briefed the Emergency Commission on the status of the National Guard providing security at North Dakota airports and the possibility of submitting a future request to the Emergency Commission related to funding issues as soon as the federal government has finalized details.

5. **Department of Human Services * (Request # 1361)**

Request approval for increased spending authority of \$1,128,600 in Subdivision 3, Program & Policy – Aging Services, to accept federal funds from the Older Americans Act, National Family Caregiver Support Program, for operating (\$497,784) and grants (\$630,816) to analyze the needs of family caregivers across the state and then develop a service delivery system to address identified needs.

Secretary Jaeger moved for approval. Rep. Belter seconded the motion. All members voted aye. Motion carried.

6. **Department of Transportation * (Request # 1362)**

Request for line item transfer of \$392,000 from grants line to operating line for funding related to the Intelligent Transportation System – Commercial Vehicle Operations Deployment.

Senator Nothing moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.

7. **Department of Transportation * (Request # 1363)**

Request approval for increased spending authority of \$104,100 to accept federal funds from the Federal Highway Administration for equipment (\$104,100) to purchase an anti-icing system for the Buxton overpass.

Senator Nothing moved for approval. Rep. Timm seconded the motion. All members voted aye. Motion carried.

8. **Department of Transportation * (Request # 1364)**

Request for increased spending authority of \$71,000,000 to accept federal funds (\$59,000,000) from Emergency Relief Funds, Federal Highway Administration, and to accept loan proceeds (\$12,000,000) from Bank of North Dakota, according to provisions of Section 1, SB 2112 (2001 Session Laws, Chapter 37), for operating (\$4,000,000), capital improvements (\$50,000,000), and grants (\$17,000,000) for emergency grade raises in the Devils Lake Basin.

Rep. Timm moved for approval. Rep. Belter seconded the motion. All members voted aye. Motion carried.

Requests # 1365 and # 1366 were considered under items # 1 and # 2.

9. **Department of Commerce * (Request # 1367)**

Request approval for increased spending authority of \$700,000 to accept pass-through federal funds from the Office of the Governor as provided by the U. S. Department of Agriculture block grant program for the agency's agricultural products utilization line (\$700,000) to allow the Agricultural Products Utilization Commission to fund grants for value-added businesses, exploration of non-traditional crops and livestock, and for foreign trade missions.

Secretary's Note: As provided for in Section 2, HB 1001 (2001 Session Laws, Chapter 1), the Governor's Office is not required to request increased spending authority to accept the federal funds that are passed through to other agencies.

Senator Nothing moved for approval. Rep. Timm seconded the motion. All members voted aye. Motion carried.

10. **Department of Public Instructions * (Request # 1368)**
Request approval for increased spending authority of \$5,483,750 to accept federal funds from the U. S. Department of Education, School Renovation, IDEA and Technology Program for salaries (\$49,350), operating (\$5,488), and grants (\$5,428,912) to assist school districts in making repairs and renovations to school buildings and for special education and renovation-related technology expenses.
- Rep. Timm moved for approval. Senator Nething seconded the motion. All members voted aye. Motion carried.
11. **Parks and Recreation Department * (Request # 1369)**
Request approval for a line item transfer from grants of \$715,000 to equipment (\$215,000) and extraordinary repair/capital improvements (\$500,000) to purchase snowmobile-grooming equipment and for re-construction of Devils Lake and Turtle River State Parks.
- Secretary Jaeger moved for approval. Rep. Belter seconded the motion. All members voted aye. Motion carried.
12. **Department of Financial Institutions (Request # 1370)**
Request for line item transfer of \$20,000 from agency's contingency line to operating (\$20,000) to complete an automation project related to department records.
- Senator Nething moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.
13. **Department of Financial Institutions * (Request # 1371)**
Request approval, according to the provisions of Section 2 of SB 2008 (2001 Session Laws, Chapter 33), for .5 FTE to process licenses and regulate Deferred Presentment Service Providers functions and approval for increased spending authority of \$52,626.77 to use revenue in the Financial Institutions Regulatory Fund, generated by licensing fees received by the Consumer Division, for salaries (\$41,659) and operating (\$10,967.77) to fund position.
- Senator Nething moved for approval. Secretary Jaeger seconded the motion. All members voted aye. Motion carried.

The meeting adjourned at 11:20 a.m.

Respectfully submitted,

Alvin A. Jaeger
Secretary of State
Secretary to Emergency Commission